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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91197518
Party	Plaintiff Athletics Investment Group LLC d/b/a The Oakland Athletics Baseball Company
Correspondence Address	SCOTT P CERESIA COWAN LIEBOWITZ LATMAN 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 6799 UNITED STATES jkt@cll.com, trademark@cll.com, rar@cll.com, spc@cll.com,jmn@cll.com
Submission	Motion to Suspend for Settlement Discussions
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Signature	/Scott P. Ceresia/
Date	03/03/2014
Attachments	MATHLETICS - Motion to Suspend (Mar. 3, 2014).pdf(12576 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re: Application Serial Nos. 77/875,559, 77/875,579, and 85/411,190

Filed: November 18, 2009 and August 30, 2011

For Marks: MATHLETICS and MATHLETICS and Design

Published in the Official Gazette: August 3, 2010 and January 17, 2012

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ATHLETICS INVESTMENT GROUP LLC D/B/A	:
THE OAKLAND ATHLETICS BASEBALL	:
COMPANY,	:
	:
Opposer,	:
	:
v.	:
	:
3P LEARNING PTY LIMITED,	:
Applicant.	:
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Opposition No. 91197518 (**Parent**)
Opposition No. 91206079

**MOTION ON CONSENT TO SUSPEND PROCEEDINGS AND TO EXTEND
DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order suspending the proceedings in this matter for a period of one (1) month, until **April 3, 2014**. Applicant's counsel consented to this motion, which is requested to allow the parties to continue to engage in settlement discussions.

The parties submit that significant progress has been made since the last suspension and that good cause can be shown for an additional suspension. Since the last suspension, on December 19, 2013, the draft settlement agreement was sent to Opposer's outside counsel with comments from Opposer's in-house counsel, to be revised accordingly. After receiving and revising the agreement, on December 20, 2013, Opposer's outside counsel sent the revised agreement to Applicant's counsel for consideration. After reviewing the revised agreement with

Applicant, on January 21, 2014, Applicant's counsel sent an email affirming that Applicant had accepted all of Opposer's changes but indicating that Applicant wished to incorporate one remaining item into the agreement. Thereafter, on January 23, 2014, Opposer's outside counsel sent a revised agreement to Opposer's in-house counsel for review reflecting this sole remaining point in the settlement.

On February 14, 2014, the settlement agreement was sent to Opposer's outside counsel with minor comments from Opposer's in-house counsel incorporating this remaining point in the settlement. After receiving and revising the agreement, on February 18, 2014, Opposer's outside counsel sent the revised agreement to Applicant's counsel for consideration. Subsequently, on March 3, 2014, Opposer's outside counsel and Applicant's counsel had a telephone conference wherein counsel for the parties determined there are no outstanding issues with respect to the agreement. The additional time is thus requested so that the parties may review and execute the final version of the settlement agreement. The agreement contemplates an amendment to the identification of Applicant's services. If approved by the Board, the matter will be settled without further proceeding.

If the Board grants this motion, the parties request that the expert disclosures deadline be reset for thirty (30) days after the matter comes out of suspense and that the remaining discovery and trial deadlines be reset accordingly.

Dated: New York, New York
March 3, 2014

COWAN LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: /Scott P. Ceresia/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on March 3, 2014, I caused a true and correct copy of the foregoing MOTION ON CONSENT TO SUSPEND PROCEEDINGS AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED to be sent via First Class Mail, postage prepaid, to Applicant's attorney of record and correspondent, Barry F. Soalt, Esq., Procopio Cory Hargreaves & Savitch LLP, 525 B Street, Suite 2200, San Diego, CA 92101.

/ Scott P. Ceresia/
Scott P. Ceresia